



State of Idaho

DEPARTMENT OF WATER RESOURCES

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AUGUST 22, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROGER TOTTEN
WATERMASTER, WATER DISTRICT NO. 34
P.O. BOX 53
MACKAY, ID 83251-0053

RE: 2011 ANTELOPE CREEK FUTILE CALL REQUEST

Dear Roger:

This letter is a follow-up to my letter last week (8/19/2011) regarding your request for a futile call for delivery of water from Antelope Creek to senior users on the Big Lost River. Based on our telephone conversation this morning, it appears that curtailing the unauthorized diversions into the 3in1 and B&J canals on Saturday (8/20/2011) did not result in the stream reconnecting with the Big Lost River. Based on the information you have provided, it appears that senior users on the Big Lost River are not receiving water from Antelope Creek, and that water will certainly not be available as users on Antelope Creek finish their harvest and resume irrigating. Allowing users on Antelope Creek to divert out of priority with the Big Lost River will not reduce the amount of water available to users on the Big Lost River, but will allow junior Antelope Creek users to put that water to beneficial use. Therefore, your request to administer Antelope Creek separately from the Big Lost River is granted.

Please note, however, that deliveries on Antelope Creek and tributaries must continue to be regulated to ensure that water is delivered within the amounts authorized by the water rights and is delivered in priority with all other water rights on Antelope Creek.

Sincerely,

Nick Miller

Water Distribution Section

cc: IDWR Eastern Region – Idaho Falls

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